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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

JACQUELINE NAVARRO,  
Plaintiff,

v.

COMMISSIONER OF  
SOCIAL SECURITY,  
Defendant.

No. 1:24-CV-01193 (BAM)

**STIPULATION AND ~~PROPOSED~~  
ORDER FOR AWARD AND PAYMENT  
OF ATTORNEYS FEES PURSUANT TO  
THE EQUAL ACCESS TO JUSTICE ACT  
(28 U.S.C. §2412(d))**

1 IT IS HEREBY STIPULATED by and between the parties, through their undersigned  
2 attorneys, subject to the approval of the Court, that Jacqueline Navarro (“Plaintiff”) be awarded  
3 attorney fees under the Equal Access to Justice Act (“EAJA”), 28 U.S.C. §2412 (d), in the  
4 amount of six thousand one hundred and ninety-five dollars and twenty-six cents (\$6,195.26).  
5 This represents compensation for all legal services rendered on behalf of Plaintiff by counsel in  
6 connection with this civil action to date, in accordance with 28 U.S.C. §2412 (d).

7 After the Court issues an Order for EAJA fees to Plaintiff, the government will consider  
8 the matter of Plaintiff’s assignment of EAJA fees to Plaintiff’s attorney. Pursuant to *Astrue v.*  
9 *Ratliff*, 560 U.S. 586, 598 (2010), the ability to honor the assignment will depend on whether the  
10 attorney fees are subject to any offset allowed under the United States Department of the  
11 Treasury’s Offset Program. After the Order for EAJA fees is entered, the government will  
12 determine whether they are subject to any offset.

13 Fees shall be made payable to Plaintiff, but if the Department of the Treasury determines  
14 that Plaintiff does not owe a federal debt subject to offset, then the government shall cause the  
15 payment of fees approved to be made payable to Melissa Newel or Newel Law (collectively  
16 “Plaintiff’s counsel”), pursuant to the assignment executed by Plaintiff. Any and all payments  
17 made shall be delivered to Plaintiff’s counsel by electronic transfer or by check.

18 This stipulation constitutes a compromise settlement of Plaintiff’s request for EAJA  
19 attorney fees and does not constitute an admission of liability on the part of Defendant under  
20 EAJA or otherwise. Payment of the agreed amount shall constitute a complete release from, and  
21 bar to, any and all claims that Plaintiff and/or Plaintiff’s counsel may have relating to EAJA  
22 attorney fees and expenses in connection with this action.

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This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security Act attorney fees under 42 U.S.C. §406(b), subject to the provisions of the EAJA.

Dated: April 10, 2025

Respectfully submitted,  
NEWEL LAW

By: Melissa Newel  
Melissa Newel  
Attorney for Plaintiff  
JACQUELINE NAVARRO

Dated: April 10, 2025

MICHELE BECKWITH  
Acting United States Attorney  
MATHEW W. PILE  
Associate General Counsel  
Office of Program Litigation, Office 7

By: Michelle Pavelek  
MICHELLE A. PAVELEK  
(\*Authorized by email dated 04/10/2025)  
Special Assistant U.S. Attorney  
Office of Program Litigation, Office 7  
Social Security Administration  
Attorneys for Defendant

### ORDER

Based on the parties' stipulation, IT IS HEREBY ORDERED that, pursuant to the Equal Access to Justice Act, 28 U.S.C. §2412(d), attorney fees in the amount of **six thousand one hundred ninety-five dollars and twenty-six cents (\$6,195.26)** be awarded subject to the terms of the Stipulation.

IT IS SO ORDERED.

Dated: April 11, 2025

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE